

April 6, 2004

William A. Howard, P.E.
District Engineer
Waste Management of New Hampshire, Inc.
P.O. Box 7065
Rochester, NH 03839

Re: Comment Period Extensions for Draft Title V Operating, Draft Temporary Permit, and Proposed NO_x RACT Order for Turnkey Recycling and Environmental Enterprise Facility

Dear Mr. Howard:

As you are aware, the Department of Environmental Services, Air Resources Division ("DES"), on March 23, 2004, held three public hearings on the draft Title V operating permit, the draft temporary permit, and the proposed Nitrogen Oxides ("NO_x") Reasonably Available Control Technology ("RACT") Order for the Waste Management of New Hampshire, Inc. ("WMNH") Turnkey Recycling and Environmental Enterprise ("TREE") facility. During the hearings, it was announced by the hearing officer that the public comment period would remain open until the close of business on Tuesday, April 6, 2004.

By letter dated March 31, 2004, you requested, on behalf of WMNH, that the public comment period on the draft Title V operating permit for the TREE facility be extended. You indicated that additional data, which could have an influence on emissions from the facility, has been obtained and requires verification and evaluation. An extension of 52 days, until May 28, 2004, was requested.

Pursuant to Env-C 205.07, the hearing officer of a non-adjudicative hearing, such as a public hearing on a draft permit, may designate a specific time period for the record to remain open if additional time is requested to submit supplemental information relevant to the subject of the hearing. As the hearing officer of the March 23, 2004 public hearing on the draft Title V operating permit for the WMNH TREE facility, I am granting your request because any additional information that you might submit has the potential to cause DES to amend the draft permit and is, therefore, relevant to the subject of the hearing.

DES is also extending the public comment periods for the draft temporary permit and the proposed NO_x RACT order until the close of business on Friday, May 28, 2004, because your data may require amendments to those actions as well.

The supplemental information referenced in your letter must be submitted to DES by the end of the extended comment periods, close of business on **May 28, 2004**, whether or not WMNH concludes that it should amend its permit applications. Should DES determine that this information necessitates a substantive change to the draft permits or proposed order, DES will notify the public of a new comment period and opportunity to request hearings on the amended draft permits or proposed order.

Sincerely,

Kent R. Finemore
Assistant Director
Air Resources Division

KRF/seb

cc: March 23, 2004 Hearing Attendees
Ida McDonnell, EPA Region 1
Town of Rochester
WMNH TREE Mailing List